



STATE OF NEW YORK  
OFFICE OF THE ATTORNEY GENERAL

ANDREW M. CUOMO  
Attorney General

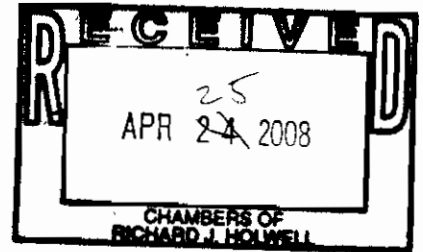
LESLIE G. LEACH  
Executive Deputy Attorney General  
Division of State Counsel

April 25, 2008

JUNE DUFFY  
Assistant Attorney General in Charge  
Litigation Bureau

Via Fax (212)805-7948  
Hon. Richard J. Holwell  
United States District Judge  
Southern District of New York  
500 Pearl Street  
New York, New York 10007

Re: Clarke v Cooke,  
07CV8833(RJH)(FM)



Dear Judge Holwell:

This letter written on behalf of defendants, Corrections Officer Dawn Butler and Catherine A. Cook, former Superintendent at Bayview Correctional Facility ("Bayview"), respectfully to request until May 30<sup>th</sup> to respond to the pro se Section 1983 complaint by way of answer or motion to dismiss. Defendant Cook is currently the Superintendent at Otisville State Correctional Facility. Plaintiff is incarcerated in Albion Correctional Facility and alleges, among other things, that she was subjected to excessive use of force during an incident at Bayview on March 9, 2007.

Our records reflect that defendant Butler was served with the complaint on April 2, 2008 and Superintendent Cook was served on April 3<sup>rd</sup>. Both defendants are represented by our office. We are requesting until May 30<sup>th</sup> to respond to the complaint to allow our office to confer with out clients and obtain and review records from the New York State Department of Corrections ("DOCS") so that we may determine the appropriate response on behalf of our clients. Moreover, defendant Cook is on a training assignment at Willard Correctional Facility until May 16<sup>th</sup>. No previous requests have been made concerning the response date. I did not obtain plaintiff's consent prior to making this application because she is incarcerated.

*Application Granted*  
*SO ORDERED*

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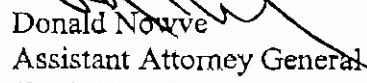
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Hon. Richard J. Holwell  
United States District Judge  
Southern District of New York

April 25, 2008

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Respectfully submitted,

  
Donald Nowve  
Assistant Attorney General  
(212) 416-8227

c. Chandrica Clarke  
Plaintiff pro se  
06G0560  
Albion Correctional Facility  
3595 State School Road  
Albion, New York 14411